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23 **UNITED STATES DISTRICT COURT**
24 **NORTHERN DISTRICT OF CALIFORNIA**
25 **OAKLAND DIVISION**

26 DREW KLAUSNER;

27 Case No. **CV 09-03502-CW**

28 Plaintiff,

Plaintiff,
v.
**STIPULATED REQUEST FOR ORDER
CHANGING EXPERT DISCOVERY
DEADLINES & [PROPOSED] ORDER;
DECLARATION OF NAKI M. IRVIN**

INDUSTRIAL LIGHT AND MAGIC, a
division of LUCASFILM ENTERTAINMENT
COMPANY LTD. and DOES 1 through 25,
inclusive,

[Civ. L.R. 6-2]

Defendants.

Action Filed: July 30, 2009
Trial Date: April 11, 2011

STIPULATION OF THE PARTIES

WHEREAS, pursuant to the Court's Case Management Order dated December 1, 2009 (docket no. 21), the deadline to disclose the identities and reports of expert witnesses in this case is June 18, 2010, and the deadline to complete expert discovery is July 19, 2010;

WHEREAS, the trial of this action is not scheduled to begin until April 11, 2011;

WHEREAS, fact discovery is not scheduled to be completed until June 18, 2010;

WHEREAS, the parties' expert witnesses cannot prepare complete reports of all their opinions in this matter until after they have had an opportunity to review fact discovery;

WHEREAS, there have been no previous time modifications in this case;

WHEREAS, continuing the expert discovery deadlines would not delay the trial date or otherwise affect the schedule for this case;

THEREFORE, pursuant to Civil Local Rule 6-2, the parties to this action, by and through their counsel of record, do HEREBY STIPULATE AND REQUEST THE COURT TO ORDER as follows:

(1) The deadline to disclose the identities and reports of expert witnesses is extended from June 18, 2010 to August 31, 2010; and

(2) The deadline to complete expert discovery is extended from July 19, 2010 to October 1, 2010.

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1 IT IS SO STIPULATED.

2 DATED: May 19, 2010

MARGOLIS & TISMAN LLP

3 By: /s/ Naki M. Irvin
4 NAKI M. IRVIN

5 Attorneys for Defendant
6 INDUSTRIAL LIGHT AND MAGIC, a
7 division of LUCASFILM ENTERTAINMENT
8 COMPANY LTD.

9 DATED: May 19, 2010

10 PIERCE & SHEARER LLP

11 By: /s/ Stacy North
12 STACY NORTH

13 Attorneys for Plaintiff
14 DREW KLAUSNER

15 **[PROPOSED] ORDER**

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

17 (1) The deadline to disclose the identities and reports of expert witnesses is extended from
18 June 18, 2010 to August 31, 2010; and
19 (2) The deadline to complete expert discovery is extended from July 19, 2010 to October 1,
20 2010.

21 DATED: 5/27/2010


22 HON. CLAUDIA WILKEN
23 United States District Court Judge



DECLARATION OF NAKI M. IRVIN

I, Naki M. Irvin, declare as follows:

1. I have personal knowledge of the facts set forth below.

1. I am a partner with Margolis & Tisman LLP, which is counsel of record in this action for Defendant Industrial Light & Magic, a division of Lucasfilm Entertainment Company Ltd. (“Defendant”). Pursuant to Civil Local Rule 6-2(a), I am making this declaration to accompany the parties’ stipulated request for an order changing the expert discovery deadlines in this case.

2. The reason for the requested enlargement of time is that the expert witnesses cannot prepare complete reports of all their opinions in this matter until after they have had an opportunity to review fact discovery. Pursuant to the Court's December 1, 2009 Case Management Order (docket no. 21), fact discovery is not scheduled to be completed until June 18, 2010.

3. There have been no prior time modifications in this case.

4. The requested time modification will not delay the trial, which is not scheduled to begin until April 11, 2010, or otherwise affect the schedule for this case.

I declare, under penalty of perjury, under the laws of the United States, that the foregoing is true and correct, and that this declaration was executed this 19th day of May, 2010, at San Francisco, California.

/s/ Naki M. Irvin
NAKI M. IRVIN